



3731
JFW

10/066,967

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|---------------------------|-----------------|-------------|
| Applicant: | KNUDSON ET AL. | Examiner: | U. HO |
| Serial No.: | 10/066,967 | Group Art Unit: | 3731 |
| Filed: | FEBRUARY 4, 2002 | Docket No.: | 13033.5US01 |
| Title: | PHARYNGEAL WALL TREATMENT | | |

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 22, 2005.

By: 

Name: Linda M. Beckman

RESPONSE TO RESTRICTION WITH TRAVERSE AND
REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of June 2, 2005, Applicant makes the following elections.

IDENTIFICATION OF CLAIMS AS GENERIC OR WITHIN SPECIES I OR SPECIES II

Generic Claims

Applicant submits that claims 1, 10, 14, 15, 19 and 20 are generic. By generic it is meant that the claims cover injecting a biocompatible tissue stabilizer (the identifying feature of Species I) and would also cover mechanically securing a portion of the pharyngeal wall to an underlying structure (the identifying structure of Species II).

Species I.